

Buchwald, N.

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ELECTRONICALLY FILED
DOC #:
DATE FILED: 02/24/2015

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TOBIAS MITCHELL,

Plaintiff,

**STIPULATION AND
ORDER OF DISMISSAL**

-against-

14 Civ. 4742 (NRB)(HBP)

PO "JOHN" RODRIGUEZ, 40th Pct., PO "JOHN"
MALDONADO 15057, 40th Pct., PO RODRIGUEZ 14964,
40th Pct., PO "JOHN" MCKENITH, 40th Pct., SGT. JOHN
DOE 1-6, 40th Pct., PO JOHN DOE 5-10, SUPERVISING
POLICE OFFICER JOHN DOE 11-14, DEPUTY
INSPECTOR ELIAS J. NIKAS, PO JOHN DOE 1, 40th Pct.,
THE CITY OF NEW YORK,

Defendants.

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WHEREAS, the parties have reached a settlement agreement and now desire to resolve the remaining issues raised in this litigation, without further proceedings and without admitting any fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that


1. The above-referenced action is hereby dismissed with prejudice; and

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

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ZACHARY W. CARTER
Corporation Counsel of the
City of New York
*Attorney for Defendants City of New York,
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P.O. Juan Rodriguez, and P.O. McKenith*
100 Church Street, 3rd Floor
New York, New York 10007

By:



D. Andrew Marshall, Esq.
Attorney for Plaintiff

By:


Richard Weingarten
Assistant Corporation Counsel

Dated: New York, New York
February 23, 2015

SO ORDERED:


HON. NAOMI R. BUCHWALD
UNITED STATES DISTRICT JUDGE